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September 28, 2006

Marlene H. Dortch, Secretary  
Federal Communications Commission  
Portals II, Filing Center, TW-A325  
Washington, D.C. 20554

**Re: South Dakota Board of Directors  
for Educational Telecommunications (FRN 0002-4043-58)  
Station KUSD-DT, Vermillion SD Facility ID #61072  
Request for Dismissal of Request for Waiver of the  
Replication/Maximization Interference Protection Deadline**

Dear Ms. Dortch

On June 20, 2006, in accordance with the procedures set forth in *Public Notice, DA 06-1255 (DTV Channel Election Issues)*, released June 14, 2006, South Dakota Board of Directors for Educational Telecommunications ("SDBD"), licensee of Station KUSD-DT, Vermillion, South Dakota, filed a request for a six-month waiver of the July 1, 2006 replication/maximization interference protection deadline established by the Commission in Paragraph 78 of the *Second DTV Periodic Review Report and Order ("R&O")*, 19 FCC Rcd 18279 (2004).

On September 8, 2006, SDBD filed a Form 302-DTV license application (File No. BLEDT-20060908AAD) in compliance with the application requirements of the *Public Notice*, in which it certified that KUSD-DT is now operating with facilities that exceed the 80% replication requirement of Paragraph 78 of the *R&O*. Commission staff has informed undersigned counsel that, under such circumstances, the subject waiver request is no longer necessary. Hence, SDBD respectfully requests dismissal of its June 20, 2006 waiver request as moot.

Please direct any communications or correspondence concerning this matter to the undersigned.

Sincerely

*Jerold L. Jacobs*

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Jerold L. Jacobs  
Counsel for South Dakota Board of Directors  
for Educational Telecommunications

cc: Shaun Maher, Esq. (FCC - via e-mail)